

KEVIN V. RYAN (CABN 118321)  
 United States Attorney  
 EUMI L. CHOI (WVABN 0722)  
 Chief, Criminal Division  
 JOHN N. GLANG (GUAMBN 94012)  
 Assistant United States Attorney  
 150 Almaden Boulevard, Suite 900  
 San Jose, California 95113  
 Telephone: (408)-535-5084  
 Fax: (408)-535-5066

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN JOSE DIVISION

\*E-FILED - 2/6/06\*

UNITED STATES OF AMERICA,  
 Plaintiff,  
 v.  
 DAVID LEON GARCIA,  
 Defendant.

No. CR 05-00342-RMW

STIPULATION AND ORDER  
RESCHEDULING STATUS HEARING  
AND EXCLUDING TIME

IT IS HEREBY STIPULATED by the undersigned that the status hearing in this case, currently scheduled for February 13,, 2006 at 9:00 a.m. be vacated and rescheduled for Monday, February 27, 2006 at 9:00 a.m. The parties further stipulate that the court may exclude the period of time from February 13, 2006 through and including February 27, 2006 from the computation of the period of time within which the trial must commence for the reasons set forth in the proposed order below.

It is so stipulated.

/S/

Dated: 02-02-06

JOHN N. GLANG  
 Assistant U.S. Attorney

/S/